

## RFP ATTACHMENT III: CITY'S RFP TERMS AND CONDITIONS

Respondents, if selected for contract negotiations, will be required to enter into such contract(s) substantially in the form of the Burlington Standard Professional Services Agreement. The Professional Service Agreement will include, amongst others, the terms, rights, and conditions as written in the RFP. Requested below is your firm's signature that it accepts all of the terms, rights, and conditions as written in the RFP.

### HOW TO RESPOND TO THIS ATTACHMENT

1. Respondents that do not submit proposed changes will be assumed to accept all of the City's terms and conditions and shall submit a statement to that effect, in lieu of submitting proposed changes as part of the "Original" of your response (your other response copies do not need to include this statement).

Statement Attached	Yes <input type="checkbox"/>	If Yes, attach statement. Response to #2 below is "No."
	No <input type="checkbox"/>	If No, response to #2 below is "Yes."

2. Respondents wishing to negotiate modification of other terms and conditions must attach a copy of the City's RFP referring to the specific portion of the RFP to be changed, and show proposed changes (deleted sections with a strikeover and added sections in boldface type). The proposed changes need to be included in the "Original" of your response (your other response copies do not need to include this Attachment).

Modifications Attached	Yes <input type="checkbox"/>	If Yes, attach modifications.
	No <input type="checkbox"/>	If No, response to #1 above is "Yes" and statement is attached.

The City's selection of any Respondent who proposes changes to the City's RFP terms shall not be deemed as acceptance of the Respondent's proposed changes.

If selected for contract negotiations, failure to timely execute the contract(s), or to furnish any and all certificates, bonds or other materials required in the contract, shall be deemed an abandonment of a contract offer. The City, in its sole discretion, may select another firm and may proceed against the original selectee for damages.

Respondents are urged to pay special attention to the requirements of applicable conflict of interest laws, Federal and State statutes, rules and regulations prohibiting discrimination, and the City's Livable Wage Ordinance.

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City of Burlington  
Office of Chief Administrative Officer  
City Hall  
149 Church Street  
Burlington, Vermont 05401

IN WITNESS WHEREOF, the parties hereto have reviewed and agreed to the terms and conditions of this RFP on the day first mentioned above.

## CITY

Recommended by:

\_\_\_\_\_  
Rich Goodwin  
Assistant CAO Finance  
Clerk & Treasurer's Office

Approved by:

\_\_\_\_\_  
Ellen Blackwood, City Attorney

## CONTRACTOR

[company name - TBD]

By signing this Agreement, I certify that I comply with the requirements of the Livable Wage Ordinance, which entitle employees to certain minimum hourly wages and compensated and uncompensated time off.

\_\_\_\_\_  
[name of authorized representative - TBD]  
[title - TBD]  
[optional: address - TBD]  
[optional: city, state, zip – TBD]